

**Form 21**

**Notice of making of order under the cross-border  
insolvency act 2008**

(rule 15A.7)

IN THE FEDERAL COURT OF AUSTRALIA

No. NSD 685 of 2020

**IN THE MATTER OF THAI AIRWAYS INTERNATIONAL PUBLIC COMPANY LIMITED**

**Air Chief Marshal Chaiyapruk Didyasarin and Mr Peraphon Thawornsupacharoen in their  
capacity as Foreign Representatives of Thai Airways International Public Company  
Limited**

Plaintiffs

**Thai Airways International Public Company Limited**

Defendant

TO all the creditors of Thai Airways International Public Company Limited TAKE NOTICE that:

1. On 23 June 2020, and as subsequently varied, the Federal Court of Australia in Proceeding No. NSD 685 of 2020, commenced by the Plaintiffs, Air Chief Marshal Chaiyapruk Didyasarin and Mr Peraphon Thawornsupacharoen in their capacity as Foreign Representatives of Thai Airways International Public Company Limited (the **Defendant**), made the following orders under the *Cross-Border Insolvency Act 2008* (Cth) in relation to the Defendant:
  - (a) Pursuant to Art 19(1)(a) of the Model Law on Cross-Border Insolvency of the United Nations Commission on International Trade Law (the **Model Law**), that until the application for relief under Art 17 of the Model Law made in the originating process in this proceeding is determined, or until further order of the Court:
    - (i) any and all execution against the Defendant's assets be stayed;
    - (ii) no person within the jurisdiction of the Court other than the Defendant may transfer, encumber or otherwise dispose of, or take possession of or otherwise recover, any assets of the Defendant;

- (iii) no proceeding against the Defendant, or in relation to any of its property, may be begun or proceeded with; and
- (iv) no enforcement process in relation to property of the Defendant can be begun or proceeded with.

For the avoidance of doubt, in this order, reference to the defendant's assets and property includes assets and property held by the defendant under a lease or licence, or any other agreement or arrangement.

- (b) Any party affected by these orders is at liberty to restore on three days' notice specifying the nature of the relief sought.
- (c) The proceeding be listed for final hearing on 3 August 2020 at 10.15am.

2. The Plaintiffs' address for service is:

C/- Baker McKenzie, Solicitors  
Tower One - International Towers Sydney,  
Level 46, 100 Barangaroo Avenue,  
Barangaroo NSW 2000

Email: Maria.O'Brien@bakermckenzie.com AND Ian.Innes@bakermckenzie.com

3. The name and address of the foreign representative is:

**Air Chief Marshal Chaiyapruk Didyasarin and Mr Peraphon Thawornsupacharoen of**

c/o Baker McKenzie, Solicitors  
Tower One - International Towers Sydney,  
Level 46, 100 Barangaroo Avenue,  
Barangaroo NSW 2000

Dated: 30 June 2020

Baker McKenzie